

**CALENDAR ITEM
C34**

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10/14/14
PRC 8414.1
N. Lavoie

ASSIGNMENT OF LEASE

LESSEE/ASSIGNOR:

Joseph F. Davi, Sr. and Laura L. Wright, as Trustees of the Davi Wright Revocable Trust Dated November 30, 2009

APPLICANT/ASSIGNEE:

Joshua Evans and Nicole Evans

AREA, LAND TYPE, AND LOCATION:

Sovereign land in Three-Mile Slough, adjacent to 18164 Sherman Island East Levee Road, near Rio Vista, Sacramento County.

AUTHORIZED USE:

Continued use and maintenance of an uncovered floating boat dock, landing, ramp, walkway, four pilings, and a two-pile dolphin.

LEASE TERM:

10 years, beginning August 1, 2012.

CONSIDERATION:

\$233 per year, with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

OTHER PERTINENT INFORMATION:

1. Assignee owns the upland adjoining the lease premises.
2. On May 24, 2012, the Commission authorized a General Lease – Recreational Use with Joseph F. Davi, Sr. and Laura L. Wright, as Trustees of The Davi Wright Revocable Trust dated November 30, 2009, for an uncovered floating boat dock, landing, ramp, walkway, four pilings, and a two-pile dolphin. That lease will expire on July 31, 2022. On July 14, 2014, the upland parcel was deeded to Joshua and Nicole Evans. The Applicants are now applying for an assignment of the lease.

CALENDAR ITEM NO. **C34** (CONT'D)

3. The staff recommends that the Commission find that the subject lease assignment does not have a potential for resulting in either a direct or a reasonably foreseeable indirect physical change in the environment, and is, therefore, not a project in accordance with the California Environmental Quality Act (CEQA).

Authority: Public Resources Code section 21065 and California Code of Regulations, Title 14, sections 15060, subdivision (c)(3), and 15378.

EXHIBITS:

- A. Land Description
- B. Site and Location Map

RECOMMENDED ACTION:

It is recommended that the Commission:

CEQA FINDING:

Find that the subject lease assignment is not subject to the requirements of CEQA pursuant to California Code of Regulations, Title 14, section 15060, subdivision (c)(3), because the subject activity is not a project as defined by Public Resources Code section 21065 and California Code of Regulations, Title 14, section 15378.

AUTHORIZATION:

Authorize the assignment of Lease No. PRC 8414.1, a General Lease – Recreational Use, of sovereign land as described in Exhibit A and shown on Exhibit B (for reference purposes only), attached and by this reference made a part hereof, from Joseph F. Davi, Sr. and Laura L. Wright, as Trustees of The Davi Wright Revocable Trust dated November 30, 2009, to Joshua Evans and Nicole Evans; effective July 14, 2014.

EXHIBIT A

PRC 8414.1

LAND DESCRIPTION

A parcel of tide and submerged land situate in the bed of Three-Mile Slough, lying adjacent to Swamp and Overflowed Land Survey 583 patented December 19, 1867, County of Sacramento, State of California and more particularly described as follows:

All those lands underlying an existing uncovered floating boat dock, landing, metal ramp, walkway, four pilings, and a two-pile dolphin lying adjacent to and east of that parcel of land as described in "Exhibit A" of that Quitclaim Deed, recorded January 4, 2010 in Book 20100104, Page 1474 in Official Records of said County.

TOGETHER WITH a 10' use area.

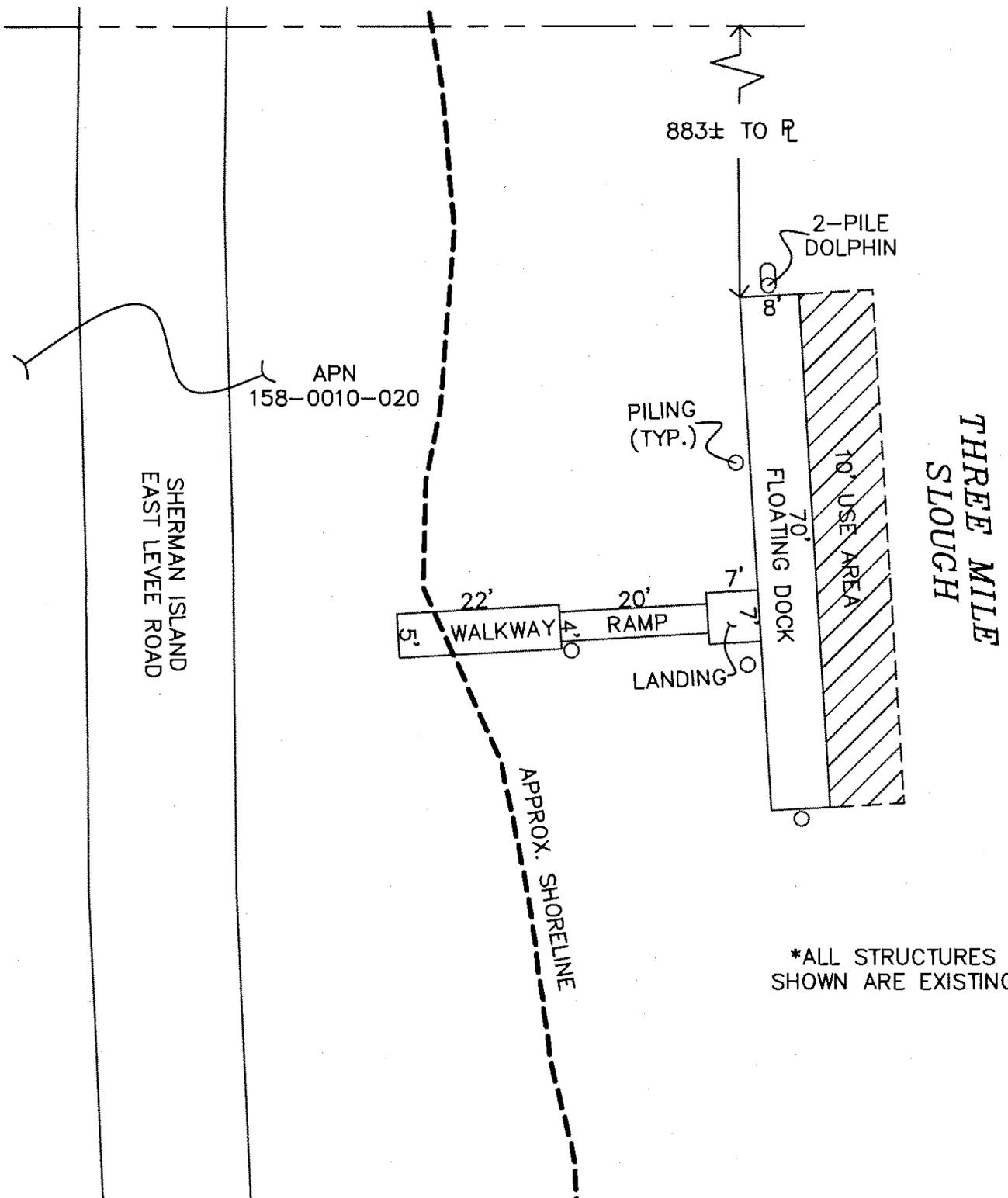
EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark of said slough.

Accompanying plat is hereby made part of this description.

END OF DESCRIPTION

PREPARED 11/30/11 BY THE CALIFORNIA STATE LANDS COMMISSION BOUNDARY UNIT





*ALL STRUCTURES SHOWN ARE EXISTING

EXHIBIT A

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MJF 9/17/14

LAND DESCRIPTION PLAT
 PRC 8414.1, EVANS
 SACRAMENTO COUNTY

CALIFORNIA STATE
 LANDS COMMISSION



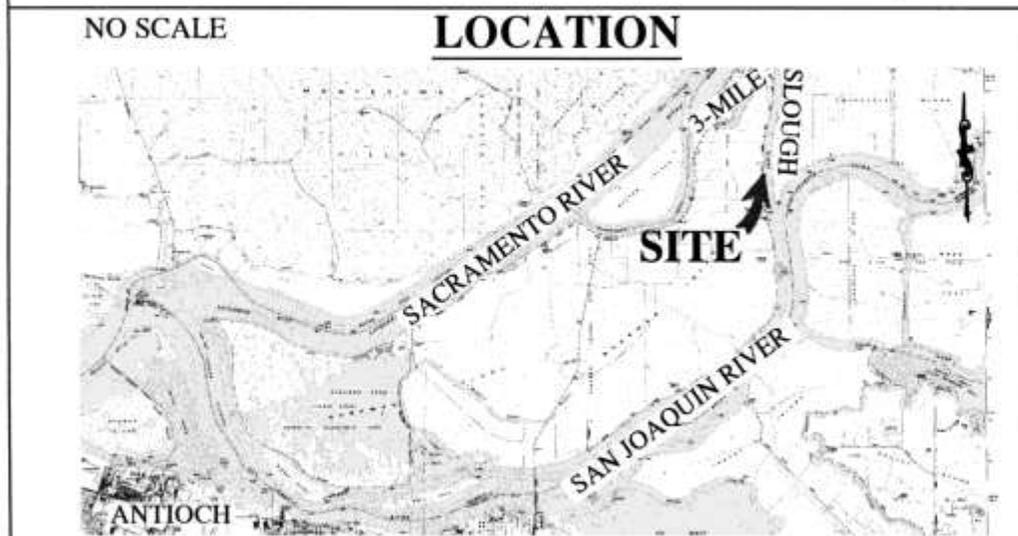
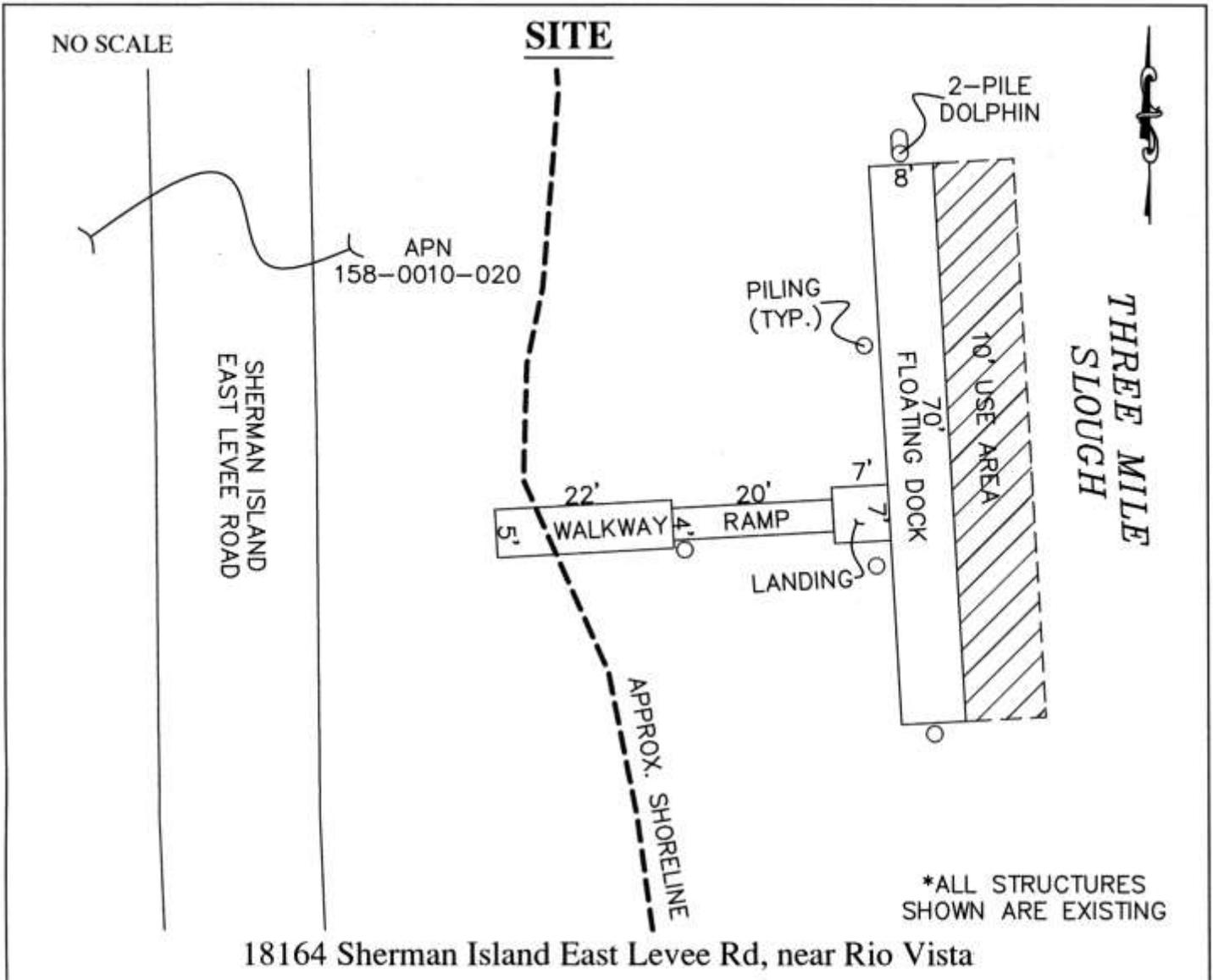


Exhibit B
 PRC 8414.1
 EVANS
 APN 158-0010-020
 GENERAL LEASE -
 RECREATIONAL USE
 SACRAMENTO COUNTY



This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the Lessee or other parties and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.